

THE CORPORATION OF THE TOWNSHIP OF NORTH FRONTENAC

BY-LAW #52-18

BEING A BY-LAW TO APPOINT AN INTEGRITY COMMISSIONER FOR THE CORPORATION OF THE TOWNSHIP OF NORTH FRONTENAC

WHEREAS the *Municipal Act, 2001*, as amended provides that the powers of a municipal corporation are to be exercised by its Council through the adoption of By-laws;

AND WHEREAS the *Municipal Act* authorizes the Township to establish Codes of Conduct for members of Council and to appoint an Integrity Commissioner who reports to Council;

AND WHEREAS Township Council adopted a Code of Conduct for Council and members of Committees in 2017;

AND WHEREAS the Integrity Commissioner will assist the Township in a review and update of the Council Code of Conduct for Council and Local Board Procedure, as well as the creation of a Council-Staff Relations Policy, an Integrity Commissioner Complaint Policy and/or Procedure and any other procedures, rules and policies of the municipality and local boards governing the ethical behavior of members of Council and of Local Boards;

AND WHEREAS an Integrity Commissioner is responsible for performing in an independent manner the functions assigned by the municipality;

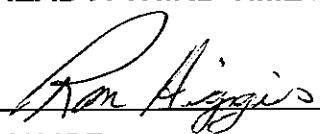
AND WHEREAS by March 1, 2019, the *Municipal Act*, pursuant to Part V.1, Accountability and Transparency, will oblige all municipalities in Ontario to appoint an Integrity Commissioner whose powers and duties are set out in the *Municipal Act, 2001*;

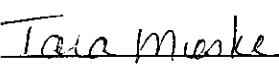
NOW THEREFORE BE IT RESOLVED THAT the Council of the Corporation of the Township of North Frontenac enacts as follows:

1. **THAT** Aird Berlis through its lead John Mascarin is hereby appointed as the Township of North Frontenac Integrity Commissioner pursuant to Part V.1, Accountability and Transparency, of the *Municipal Act*.
2. **THAT** upon appointment Aird Berlis will have all the functions, powers and duties of an Integrity Commissioner as set out in Part V.1, Accountability and Transparency, of the *Municipal Act*, and in addition such functions, powers and duties as may be assigned by Council from time to time; subject to an Agreement executed by the Mayor & Clerk and John Mascarin, Aird Berlis.
3. **THAT** the Township of North Frontenac hereby indemnifies and save harmless the Integrity Commissioner or any person acting under the instructions of the Integrity Commissioner for costs reasonably incurred in connection with the defence of a proceeding if the proceeding relates to an act done in good faith in the performance or intended performance of a function, duty or authority under Part V.1 of the *Municipal Act*, or a By-law passed thereunder, or an alleged neglect or default in the performance in good faith of the function, duty or authority.
4. **THAT** all actions taken and required to be taken by the Mayor and Clerk on behalf of the Corporation of the Township of North Frontenac to complete this matter including the execution of the Agreement and any other associated documentation are hereby authorized, confirmed and ratified.
5. **THAT** should any sections of this By-law, including any section or part of any schedules attached hereto be declared by a court of competent jurisdiction to be ultra vires, the remaining sections shall nevertheless remain valid and binding.
6. **THAT** this By-law shall come into force and take effect upon the date of final passing.

READ A FIRST AND SECOND TIME, THIS 13th DAY OF JULY, 2018.

READ A THIRD TIME AND FINALLY PASSED THIS 13th DAY OF JULY, 2018.


MAYOR


CLERK